

Thomas R. Slome  
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Date: June 6, 2005

I.	<u>Profession</u>	<u>Accrediting Agency or Jurisdiction</u>	<u>Date of Admission</u>
	Attorney	New York State Bar	July 11, 1984
	Attorney	United States District Court for the Eastern District of New York	September 5, 1984
	Attorney	United States District Court for the Southern District of New York	1985
II.	<u>Professional Organizations</u>	<u>Date of Admission</u>	<u>Active/Inactive</u>
	American Bankruptcy Institute	1996-1998 2004-present	Active
	Association of the Bar of The City of New York, Committee on Bankruptcy and Reorganization	1994-1997 2000-2003	Inactive (participation limited to non-successive three-year terms)
	New York County Lawyers' Association, Business Bankruptcy Committee	1994-present	Active

**III. General Professional Experience:**

I have been a practicing bankruptcy lawyer since 1983. Upon graduation from law school, I clerked for two years in the Eastern District of New York for the Honorable Robert John Hall, United States Bankruptcy Judge. I was an associate at Rogers & Wells (now Clifford Chance) from 1985 to 1987 and at Moses & Singer from 1987 to 1990, in each case practicing in the firm's bankruptcy department. I was a partner in the bankruptcy boutique of Luskin & Stern from 1990 to 1995 and, since then, a partner in Rosen & Slome, LLP,

which is now known as Scarcella Rosen & Slome LLP, a firm concentrating in bankruptcy and commercial litigation.

**IV. Experience and Familiarity with Bankruptcy Law:**

My experience includes representing creditors, trustees and debtors in all size Chapter 11 and Chapter 7 business bankruptcy cases, parties in related litigation and creditors' committee and trustees in Chapter 11 cases. I am a registered mediator with the Bankruptcy Courts of the Southern and Eastern Districts of New York.

**V. Mediation Training:**

I participated in a three-day (24 hour) Advanced Negotiation & Mediation Training Program presented by Abrams Mediation and Negotiation, Inc. and sponsored by the United States Bankruptcy Courts for the Southern and Eastern Districts of New York and the NASD. The dates of the program were March 7, 8 and 9, 2005.

**VI. Mediation Experience:**

During approximately 22 years as a bankruptcy practitioner, I have been involved in hundreds of matters that have settled due to the efforts of myself and the other parties and their counsel. As counsel to a party, I have been involved in numerous mediation sessions over the years.

In 2001, I was asked to serve on an ad hoc committee to advise the Bankruptcy Judges for the Eastern District of New York on mediation procedures, and to develop and recommend to the judges a form of local rule or standing order that would implement a mediation program for the Court. I became the chair of the mediation committee and, on April 1, 2002, the local rule implementing the mediation program became effective.

**VII. Area of Expertise:**

As noted, my practice concentrates in commercial bankruptcy law and related commercial litigation matters.

**VIII. General Pertinent Business or Legal Experience:**

I have been an equity partner in two law firms since 1990 and, as a business owner, I understand how businesses work. For the past several years, I have been the managing partner of my law firm.

**IX. Other Pertinent Information:**

A. Education

Rutgers Law School, JD, 1983, cum laude, Notes and Comments Editor of the Law Review.

State University of New York at Stony Brook, 1980, BA Economics

B. Committee Publications

Committee on Bankruptcy and Reorganization of the Association of the Bar of the City of New York (1994-97, 2000-03).

Chair of its Subcommittee on Limited Liability Companies, which published "Limited Liability Companies and Bankruptcy" in The Record, Volume 51, No. 1, Jan. 1996.

Chair of its Subcommittee on Unfair Discrimination in Cramdown, which published "Making the Test for Unfair Discrimination More 'Fair': A Proposal" in The Business Lawyer, Volume 58, No. 1, Nov. 2002.

C. Individual Publications

"Selling a Business in Bankruptcy? Beware the Implied Covenant," Bankruptcy Strategist, July 1998.

"Second Circuit Decision Muddies 'Separate Classification' Waters," Bankruptcy Strategist, February 1997.

"When an LLC Member Files For Bankruptcy -- Part II," Bankruptcy Strategist, September 1996.

"When an LLC Member Files For Bankruptcy -- Part I," Bankruptcy Strategist, March 1996.

"Assuming Pre-Petition Workout Agreements Under Section 365: The Workout Decade' Begins With Innovation," BNA Bankruptcy Law Reporter, 1991.

D. Speaking Engagements

"Dealing With Bankruptcy Preferences" Sponsored by the Association of Corporate Counsel America, Greater New York Chapter, Melville, New York, November 10, 2004.

"Practical Skills -- The Basics of Bankruptcy Practice" Sponsored by the New York State Bar Association, Uniondale, New York, April 16 & 17, 2002.

"A Nuts-And-Bolts Approach to Chapter 11 Business Reorganization: Intermediate Level" Sponsored by the New York County Lawyers' Association, New York, New York, February 22 & 29, 2000.

"How To Handle A Chapter 11 Business Reorganization" Sponsored by the New York County Lawyers' Association, New York, New York, November 5 & 12, 1998.

"Litigating In The New York U.S. Bankruptcy Courts" Sponsored by the New York State Bar Association, Melville, New York, December 9, 1998.

X. **Fee Structure (Compensation and Expense Reimbursement):**

Hourly rate of \$360 plus customary reimbursement of out-of-pocket disbursements.